

MEETINGS TO DATE 13
NO. OF REGULARS 12
NO. OF SPECIALS 1

LANCASTER, NEW YORK
JUNE 18, 1979

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 18th day of June, 1979 at 8:00 P.M. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
EDWARD J. FERON, JR., TOWN ENGINEER
ROBERT W. URBAN, HIGHWAY SUPERINTENDENT
THOMAS E. FOWLER, CHIEF OF POLICE
ROBERT L. LANEY, DEPUTY BUILDING INSPECTOR

PUBLIC HEARINGS:

None

BID OPENING SCHEDULED FOR 8:00 P.M.

At 8:00 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster all materials, labor and equipment to supply and install new fencing around the Keysa Park Swimming Pool.

ON MOTION BY COUNCILMAN BARNHARDT AND SECONDED BY COUNCILMAN BERENT AND CARRIED, by unanimous voice vote, the time for receiving the aforesaid proposals was closed at 8:00 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

BID OPENING SCHEDULED FOR 8:00 P.M. CONT'D.:

Proposals were received from the following bidders:

<u>BIDDER</u>	<u>BID</u>
Wire Products Co., Inc. 565 Fillmore Avenue Tonawanda, N.Y. 14150	\$6,874.00
N.A.I. Construction Co., Inc. P.O. Box 32, Station B Buffalo, N.Y. 14207	\$9,680.00

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous voice vote, the aforesaid proposals were ordered turned over to the Town Engineer for examination, tabulation, and recommendation.

The Town Engineer, later in the meeting, reported that he had reviewed the bids and recommended award to the lowest bidder, Wire Products Co., Inc.

The Town Board at that time adopted a resolution hereinafter spread at length in these minutes awarding the fence contract to Wire Products Co., Inc.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their monthly reports as follows:

Town Clerk	May, 1979
Dog Warden	May, 1979

The Town Clerk reported that the following board filed with him minutes of their meeting as follows:

Planning Board	June 6, 1979
----------------	--------------

COMMITTEE REPORTS:

Councilman Barnhardt, for the Street Lighting Committee, informed the Board that he had inspected the street lighting standards in Phase IV of Pleasant Meadow Subdivision and that he will shortly have a proposal ready which would authorize the New York State Electric and Gas Company to install the lamps on these standards.

Councilman Berent, for the Police and Safety Committee, reported that a proposed meeting on June 21, 1979 between the Village Board Police and Safety Committee and the Town Board Police and Safety Committee, on consolidation of police forces, has been postponed till such time as the Village of Lancaster completes its negotiations for a new contract with their police department.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held on
June 4, 1979, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~xxxx~~
The resolution was thereupon unanimously adopted.

June 18, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION , SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Board on June 4, 1979, adopted a resolution directing the Supervisor to apply for \$5,000.00 of funds from the 1978 Community Development Program received under the Housing and Community Development Act of 1974, which resolution is hereby rescinded, and

WHEREAS, Water District No. 7 of the Town of Lancaster has been served with notice to relocate a water line in Aurora Street in accordance with its original highway permit, as a result of a bridge reconstruction in Aurora Street by the Erie County Highway Department, and

WHEREAS, said Water District No. 7 has no funds available either budgeted or otherwise, for the performance of said work, which work will cost \$5,000.00, and

WHEREAS, Water District No. 7 serves a high concentration of low and medium income residents whose interests cannot reasonably be served without use of Community Development Funds, and

WHEREAS, the Town of Lancaster has available to it, funds of the 1978 Community Development allocation,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be directed to apply for \$5,000.00 of funds of the 1978 Community Development funds received under the Housing and Community Development Act of 1974, with \$1,200.00 being allocated from project "Housing Survey", Code "Lancaster 4-C-1.0, and \$3,800.00 being allocated from project "Housing Rehabilitation Fund", Code "Lancaster 4-c-2.5, for the purpose of paying the cost of relocation of a water line in Aurora Street, due to bridge construction by the Erie County Highway Department, which expenditure will serve the needs of a high concentration of the low and moderate income residents of the Town of Lancaster, who reside within the boundaries of Town of Lancaster Water District No. 7.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~xxxx~~

The resolution was thereupon unanimously adopted.

June 18, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Erie County Office of Manpower Services has requested
the execution of a contract for summer youth participants in departments of
Town Government,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and directed
to execute a contract relative to summer youth participants in departments of
Town Government.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xxxx~~
The resolution was thereupon unanimously adopted.

June 18, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Town Assessor of the Town of Lancaster, by letter dated June 1, 1979, has requested permission for Michael J. Beilman, Real Property Estimator/Trainee, to attend the Seminar in Appraising for Assessors at Ithaca, New York from June 25th through June 29, 1979,

NOW, THEREFORE, BE IT

RESOLVED, that MICHAEL J. BEILMAN be and is hereby authorized to attend the Seminar in Appraising for Assessors at Ithaca, New York, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$250.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~xxxxxx~~

The resolution was thereupon unanimously adopted.

June 21, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter
dated June 12, 1979, has requested confirmation of two (2) new members duly
elected to the Membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the membership of the following individuals in the Twin District
Volunteer Fire Co., Inc.:

Norman Nowakowski, Jr.
572 Aurora Street
Lancaster, N.Y. 14086

James Chiro
5302 William Street
Lancaster, N.Y. 14086

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

xxx

The resolution was thereupon unanimously adopted.

June 18, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Town of Lancaster has heretofore advertised for bids for
furnishing all materials, labor and equipment necessary for the installation of
new fencing around Keysa Park Swimming Pool, located in Keysa Park, Lancaster,
New York, and

WHEREAS, Krehbiel Associates , Inc., Engineers, have reviewed,
tabulated, reported and made recommendations with regard to said bids and award
of said contract,

NOW, THEREFORE, BE IT

RESOLVED, that the bid of Wire Products Co., Inc. 565 Fillmore
Avenue, Tonawanda, New York 14150 in the amount of
\$ 6,874.00 be and hereby is approved and accepted, said bid being the
lowest responsible bid submitted in conformance with the specifications
relating thereto, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized to execute
said contract on behalf of the Town of Lancaster upon said contractor's
furnishing all required bonds and insurance.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

xxx

The resolution was thereupon unanimously adopted.

June 18, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 8242 to 8307 Incl.	\$58,909.97
Part Town Funds	No. 712 to 716 Incl.	\$ 1,387.51
Highway Funds	No. 2438 to 2463 Incl.	\$13,113.85
Special District Funds	No. 389 to 391 Incl.	\$ 9,940.62
Trust & Agency Funds	No. 321 to 322 Incl.	\$ 300.00
Capital Funds	No. 392 to 393 Incl.	\$15,200.40
Community Development Funds	No. 1029 to 1030 Incl.	\$23,776.58

and,

BE IT FURTHER

RESOLVED, that the claims of In-Home Support Services Corporation
of Western New York for expenses for the month of January in the amount of
\$13,512.48 and expenses for the month of February in the amount of \$10,264.10
be and are hereby approved and the Supervisor be and is hereby ordered to
submit these claims to the Community Development Program for reimbursement.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERIVSOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

~~xxxx~~
The resolution was thereupon unanimously adopted.

June 18, 1979

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and
are hereby approved and the issuance of Building Permits be and are hereby
authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
95	James Hapeman	274 Ransom Rd.	ER. INGROUND POOL
96	Dorothy Pawlak	8 "C" Avenue	ER. COVER OVER CONCRETE SLAB
97	Thomas Galuski	123 Maple Dr.	ER. FENCE
98	Patrick Marrano	1 Heritage Hill Dr.	ER. FR. BRK. SIN. DWLG, PVT. GARAGE
99	Patrick Marrano	8 Old Orchard Common	ER. FR. BRK. SIN. DWLG, PVT. GARAGE
100	Patrick Marrano	16 Heritage Hill Dr.	ER. FR. BRK. SIN. DWLG, PVT. GARAGE
101	Patrick Marrano	3 Heritage Hill Dr.	ER. FR. BRK. SIN. DWLG, PVT. GARAGE
102	Stanley Wienckowski	207 Ransom Rd.	ER. FR. SIN. DWLG
103	William Eberth	195 Seneca Pl.	REPLACE EXIST. FENCE
104	Marrano Enter.	11 Deerpath Dr.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
105	Marrano Enter.	12 Fox Hunt Rd.	ER. FR. BRK. VEN. SIN. DWLG, PVT. GARAGE
106	Joseph Bosse	418 Central Avenue	ER. FR. SIN. DWLG
107	Joseph Bosse	420 Central Avenue	ER. FR. SIN. DWLG

and, BE IT FURTHER RESOLVED,
that Building Permit No. 94 be tabled for report on fire safety by the
Building Inspector of the Town of Lancaster

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

duxx

The resolution was thereupon unanimously adopted.

June 18, 1979

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT, TO WIT:

WHEREAS, by letter dated May 15, 1979, the Town Historian of the Town of Lancaster has requested permission to attend the Annual Seminar on American Culture, sponsored by the New York State Historical Association at Cooperstown, New York from July 1st through July 14, 1979,

NOW, THEREFORE, BE IT

RESOLVED, that EDWARD J. MIKULA, Town Historian of the Town of Lancaster, be and is hereby authorized to attend the Annual Seminar on American Culture at Cooperstown, New York with reimbursement for actual and necessary expenses, including tuition and mileage, not to exceed \$350.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~duky~~
The resolution was thereupon unanimously adopted.

June 18, 1979

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT, TO WIT:

WHEREAS, the Lighting Committee of the Town Board of the Town of Lancaster has requested, and the New York State Electric & Gas Corporation, by letter dated December 15, 1978, has submitted a proposal for improvement of street lighting on Ward Road within Consolidated Lighting District No. 1 of the Town of Lancaster, and

WHEREAS, the Lighting Committee of the Town Board, after investigation, review and consideration, has recommended the said installation as contained in said proposal,

NOW, THEREFORE, BE IT

RESOLVED, that the New York State Electric & Gas Corporation be and is hereby authorized to make the following installation within Consolidated Lighting District No. 1 of the Town of Lancaster:

Ward Road:

Install 2 - 7000 lumen mercury lamps
@ \$50.00 ea. (P-1, 3, L-3722)

\$100.00

TOTAL ANNUAL INCREASE \$100.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

mmx

The resolution was thereupon unanimously adopted.

June 18, 1979

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, the Supervisor has requested that two (2) Special Meetings of the Town Board be held at 7:00 P.M., Monday June 25, 1979 and Monday, July 9, 1979, at the Town Hall of the Town of Lancaster for the purpose of authorizing publication of a Notice to Bidders for the Court Street Bridge on Monday, June 29, 1979, and for the receipt of bids on Monday, July 9, 1979, and for such other and further business as may normally come before the Town Board at a Regular Meeting thereof,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby sets two (2) Special Meetings of the Town Board of the Town of Lancaster at 7:00 P.M. Monday, June 25, 1979 for the purpose of authorizing publication of a Notice to Bidders for the Court Street Bridge and at 7:00 P.M., Monday, July 9, 1979, for the receipt of bids for same, and for such other and further business as may normally come before the Town Board at a Regular Meeting, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to give notice in accordance with the Open Meetings Law of the State of New York, to the media.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

June 18, 1979

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

WHEREAS, approved capacity at the major sanitary landfill facilities in Erie County is being rapidly depleted, and

WHEREAS, alternatives for disposal by municipal and commercial haulers are severely limited, and

WHEREAS, tipping fees at existing landfills are increasing substantially as evidenced by a 28% increase at one landfill for 1978 and an additional 33% increase June 1, 1979, and

WHEREAS, competition among commercial solid waste haulers is dwindling because of lack of alternatives for disposal, and

WHEREAS, a number of municipalities are individually investigating resource and energy recovery facilities for the Solid Waste, and

WHEREAS, it has been beneficial to coordinate solid waste management activities to achieve economies in haul, transfer, disposal, resource recovery and other solid waste management activities, and

WHEREAS, it is logical for the County of Erie to provide leadership in evaluating the current solid waste problems and develop and implement solutions to solid waste management problems in Erie County, and

WHEREAS, the Erie County Legislature has gone on record in July of 1974 in favor of County involvement in Solid Waste Management, now therefore, be it resolved, that the County of Erie provide continuous and concerted leadership in developing and implementing a cost effective, environmentally sound solid waste management program for Erie County and,

BE IT FURTHER

RESOLVED, that the County of Erie memorialize the United States Attorney General to investigate the development of monopolies in the solid waste collection and disposal operations in the Erie-Niagara area, and

BE IT FURTHER

RESOLVED, that Erie County investigate the formation of refuse districts, inter-municipal contracts or other administrative arrangements to allow coordination of solid waste management efforts and,

BE IT FURTHER

RESOLVED, that the County work closely with local municipalities and other agencies in this solid waste management effort, and

BE IT FURTHER

RESOLVED, that copies of this resolution be forwarded to the New York State Department of Environmental Conservation, the United States Environmental Protection Agency and the Erie-Niagara Regional Planning Board.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~dukyx~~

The resolution was thereupon unanimously adopted.

June 18, 1979

RESCINDED - 7/2/79

Page 395

Councilman Bolender requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED:-

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT

WHEREAS, the Town Engineers reported that installation of drainage facilities in Countryside Subdivision to existing public improvement permits has created a physical condition in which installation of upright curbing cannot reasonably be accommodated within said subdivision, and

WHEREAS, the Town Engineers recommended that revised specifications for "L-shaped" curbing be accepted in the public improvement permit for roads and curbs for said subdivision, together with thirty-one feet of paving installed face-to-face of curb width, and

WHEREAS, in view of said modifications in curb and road specifications, the developer shall provide the Town with a three-year maintenance bond in place of the usual two-year maintenance bond,

NOW, THEREFORE, BE IT

RESOLVED, that the Engineer be and hereby is authorized to process the public improvement permit for roads and curbs in Countryside Subdivision for presentation to the Town Board, incorporating his recommendations and design specifications set forth in his report, dated June 13, 1979, providing for "L-shaped" curbs in lieu of upright curbs and providing for thirty-one feet of pavement from face to face of "L-shaped" curbing, and further providing for a 25% maintenance bond for a period of three years, which public improvement permit application will be reviewed by the Town Board upon presentation to it.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

June 18, 1979

Councilman Bolender requested a suspension of the necessary rule for immediate consideration of the following resolution:

SUSPENSION GRANTED:-

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ, TO WIT:

WHEREAS, the County of Erie has directed the Town Board of the Town of Lancaster to remove its Water Line in Aurora Street to accommodate an enlarged culvert at Slate Bottom Creek, and

WHEREAS, the Supervisor has heretofore made application to the Department of Housing and Urban Development for use of funds for this project, and

WHEREAS, a proposal has been submitted by Michael Fleming, General Contractor, to relocate the six-inch water main at Erie County Bridge No. 243-2 for such relocation and installation of a six-inch main, and

WHEREAS, said work represents an emergency situation, in which formal bids, pursuant to Section 103 of the General Municipal Law, would unduly delay the project,

NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Michael Fleming, General Contractor, and the recommendation of the Town Engineer, both of which documents are duly filed with the Town Clerk of the Town of Lancaster, be and hereby are accepted, subject to the approval of the Department of Housing and Urban Development, in accordance with the application heretofore submitted for said fund allocation by the Supervisor of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYS	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

June 18, 1979

STATUS REPORT ON UNFINISHED BUSINESS:

1. Preferential Rights, Erie Lackawanna R.R.
On December 27, 1978, the Town Board authorized search and title work on this acquisition.
2. Public Improvement Permit Authorization, Countryside Subdivision (Josela)
On April 2, 1979, the Town Board authorized issuance of P.I.P. No. 66 (Storm Drain). On May 7, 1979, the Town Board authorized issuance of P.I.P. No. 67 (Water Line).
3. Public Improvement Permit Authorization, Heritage Hills Subdivision
On March 15, 1979, the Town Board authorized issuance of P.I.P. Nos. 62 (Pavement and Curbs), 63 (Storm Sewer), 64 (Water Line), and 65 Retention Pond). On June 4, 1979, the Town Board accepted M & T Letters of Credit for performance security on these improvements and authorized issuance of building permits. The Town Board also authorized issuance of P.I.P. Nos. 69 (Street Lighting, and 70 (Sidewalk).
4. Public Improvement Permit Authorization, Lancaster Industrial Park
On December 18, 1978, the Town Board accepted these improvements within this industrial park subject to receipt of maintenance security and tendering of title documents. On May 21, 1979, the developer filed with the Town Clerk the required maintenance security. The Town Clerk was directed to remove this item from future Town Board agendas.
5. Public Improvement Permit Authorization, Woodview Estates Subdivision
On October 2, 1978, the Town Board authorized issuance of P.I.P. Nos. 54 (Water Line), 55 (Pavement), 56 (Storm Drain), 57 (Sidewalk), and 58 (Lighting).
6. Speed Evaluation Survey, Northwest Area of Township.
On February 28, 1979, the N.Y.S. Dept. of Transportation established a 35 mph speed restriction on the above referenced area.
7. Subdivision Approval, Countryside East (Josela)
On January 15, 1979, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
8. Subdivision Approval, Countryview East (Marrano)
On May 1, 1978, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
9. Traffic Study - Green Arrows at Central and Walden Avenues
On May 17, 1979, the County Highway Dept. notified the Town Board that due to staff and operation restrictions they will be unable to perform the requested study for the foreseeable future.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

Mr. Thomas Carpenter, 61 Fox Hunt Road, Mr. Paul Bitterman, 12 Pheasant Run, and Mr. Harold Worden, 10 Pheasant Run, discussed with the Town Board their complaint that they had been provided with inaccurate low estimates of their total real estate taxes when they purchased their homes within Pleasant Meadow Subdivision.

The Supervisor informed those present an attempt is being made to alleviate this problem in the future by assigning responsibility for tax projections to one officer of the Town of Lancaster and by offering to all subdividers within the Town of Lancaster a letter to be included in the sales proposal of each home which would set forth the current taxes and special district charges which would be of interest to the prospective buyer.

Mr. Worden also complained of a faulty street light at 10 Pheasant Run. Councilman Barnhardt, Chairman of the Lighting Committee, informed Mr. Worden that he would have the subdivider take care of it.

Mr. Bitterman complained about the condition of the retention pond in Pleasant Meadow Subdivision. The Supervisor informed Mr. Bitterman that he would look into this matter.

Miss Karen Small, 13 Grant Street, invited the Town Board to a press conference on Thursday, June 21, 1979, at 11:00 a.m. in the Town Hall for the purpose of announcing a grant from the State of New York for continued restoration of the Town Hall Opera House.

Mr. John Ferry, representing Lancaster Reclamation Company, asked the Town Board if they had made a decision on the company's request for a Certificate of Zoning Compliance for a restricted-use land fill at 403 Pavement Road.

After discussion with the Town Board, Mr. Ferry agreed to send a letter to the Town Board requesting an amendment to their application wherein indication would be made that the reclamation site would accept wastes only from Dresser Industries and the Chevrolet foundry. Upon receipt of this amendment, the Town Attorney was directed to prepare a resolution authorizing the issuance of a Certificate of Zoning Compliance in accordance with the amended application.

COMMUNICATIONS:

Page 399
DISPOSITION

438. Chief of Police to Chair., Police Committee -
Request transfer of \$232.00 from General Acct.
to Acct. No. 3120.441.
439. County Dept. of Environ. and Planning to
Members, Resource Recovery Task Force -
Transmittal of suggested resolution to be
sent municipalities regarding County leadership
in solid waste management activities.
440. Town Clerk to Supervisor -
Monthly report for May, 1979.
441. Assem. Vincent J. Graber, Sr. to Town Clerk -
Acknowledgement of receipt of resolution
requesting erection of a protective fence
along Thruway property with notification of
action taken.
442. Town Clerk to Chair., Lancaser Village Board
Police Committee -
Request meeting to be held 6/21/79 of Town
and Village Board Police Committees regarding
consolidation.
443. Town Clerk to Town Board -
Resume of actions taken in regards to the
Town Board meeting of 6/4/79.
444. N.Y.S. Thruway Authority to Town Clerk -
Acknowledgement of receipt of resolution
regarding erection of fence on Mrs. Markiewicz's
property with notification of review of matter.
445. Erie & Nia. Regional Planning Board to
Supervisor -
Notice of meeting to be held 6/19/79 at Elma
for the purpose of formulating the Erie/Rural
Consortia.
446. Dog Warden to Town Board -
Monthly report for May, 1979.
447. Town Attorney to Police Chief and Highway Supt. -
Request traffic and parking study of Pleasant
Meadow Subdivision.
448. Town Attorney to Police Chief and Highway Supt. -
Comments regarding posting of "No Parking"
signs on Bowen Road with request for review.
449. Twin District Vol. Fire Co., Inc. to Town Board -
Recommendation of two new members to active
roster.
450. Highway Supt. to Pres., LVAC -
Notification that all future repair and/or
maintenance work on ambulances will only be
performed when directed by Town Board.
451. Highway Supt. to Town Attorney -
Suggest check on diving board heights at Town
Pool.
452. Highway Supt. to Town Board -
Request authorization for Highway Supt.,
Supervisor and others to attend meeting at
Buffalo on 6/19/79 regarding removal of roads
in county road system and assistance to
municipalities for highway maintenance.

Supervisor

Town Clerk

R & F

R & F

R & F

R & F

R & F

R & F

R & F

R & F

R & F

R & F

Police & Safety
Committee

R & F

R & F

COMMUNICATIONS CONT'D.:

Page 400
DISPOSITION

- | | |
|--|---------------------|
| 453. N.Y.S. Dept. of Environ. Conservation to Jerome R. Bakerfield -
Transmittal of Draft Permit. | R & F |
| 454. N.Y.S. Dept. of Environ. Conservation to Robert L. Koterak -
Transmittal of Draft Permit. | R & F |
| 455. Mrs. Julia Hochmuth to Supervisor -
Offer of sale of 20 acres across from leased Highway Garage on Walden. | Town Clerk
R & F |
| 456. In-home Support Services Corp. of W.N.Y. to Supervisor -
Monthly reports for April and May, 1979 with transmittal of status report showing percentage basis progress. | R & F |
| 457. Chief of Police to Supervisor -
Transmittal of voucher from Reynder's Electric for replacement lamps in traffic signal and suggestion for future replacements. | Chief of Police |
| 458. Town Engineers to Town Board -
Comments regarding installation of curbs in Countryside Subdivision. | R & F |
| 459. Town Engineers to Town Board -
Recommendation that proposal of Michael Fleming to relocate Aurora St. water line be accepted. | R & F |
| 460. County Dept. of Health to Town Board -
Transmittal of Approval of Completed Works for public water supply improvement regarding Pleasant Meadow Subdivision, Phase IV. | R & F |
| 461. County Dept. of Public Works to Highway Supt. -
Request listing of location of all Town bridges. | R & F |
| 462. Independence Day Committee to Town Board -
Invitation to July 4th festivities. | R & F |
| 463. Supervisor to Mayor, Village of Lancaster -
Request fire alarm system tie in from the Opera House into the Village fire alarm system. | R & F |
| 464. Supervisor to Town Board -
Notification of permission to salvage from St. Mary's school when demolished for use in renovation of Town Hall. | R & F |
| 465. Planning Board to Town Clerk -
Minutes from meeting held 6/6/79. | R & F |
| 466. County Dept. of Environ. and Planning to Supervisor -
Notification that new applications will not be accepted for the Section 8 "existing" program. | R & F |
| 467. Supervisor to Town Board -
Recommendation that Opera House Crew be placed on permanent status. | Town Clerk |
| 468. Supervisor to Subdivision Contractors -
Recommendation of form letter explaining various taxes in subdivision to prospective owners. | R & F |

COMMUNICATIONS CONT'D.:

Page 401
DISPOSITION

469. Dir. of Recreation to Supervisor -
Request action on 1967 pickup truck.

R & F

470. Leg. L. William Paxon to Supervisor and Highway
Supt. -
Correction of meeting time of Economic Devel.
Committee to be held 6/19/79 - now 9:30 A.M.

R & F

Supervisor

Highway Supt.

471. Historical Society to Town Clerk -
Propose specific area for display of exhibits.

Bldg. Committee

The Supervisor requested a suspension of the necessary rule for
immediate consideration of the following communications -
SUSPENSION GRANTED.

472. Erie and Niagara Counties Regional Planning Board
to Supervisor -
Notice of meeting to be held 6/27/79 at the
Lancaster Town Hall regarding "Grant Information
Program" and "Tools for Better Managing Storm
Drainage".

Planning Board

473. County Dept. of Personnel to Supervisor -
Notice of Public Hearing to be held 6/27/79
at Buffalo regarding adoption of amendments
to the text portion of "Rules for the Classified
Civil Service of the County of Erie..."

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN
BOARD AND CARRIED, the meeting was adjourned at 10:45 P.M. out of respect to:

JOSEPH KAMIEN

FLORENCE REINER

TED ZAWADZKI

Signed

Robert P. Thill

Robert P. Thill, Town Clerk